

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

BRIAN J. ROUDABUSH,
Plaintiff,

vs.

Civil Action 2:11-CV-994
Judge Sargus
Magistrate Judge King

DANIEL A. CONKRIGHT, et al.,
Defendants.

ORDER

Defendant Franklin County Agricultural Services has filed a motion to set the expert witness fee of Dr. Derek E. Stone in connection with its anticipated discovery deposition of Dr. Stone. Doc. No. 27. A copy of that motion was served on Dr. Stone, see Doc. No. 32, who was granted until August 21, 2012 to respond to the motion, see *Order*, Doc. No. 33. Dr. Stone was also advised that his failure to respond to the motion "is likely to result in the grant of the motion." *Order*, Doc. No. 31. There has been no response to the motion.

Having considered the motion by reference to the standard of Fed. R. Civ. P. 26(b)(4)(E), the Court **GRANTS** the motion to set the expert witness fee, Doc. No. 27.

Dr. Stone's deposition fee is set at \$500.00 per hour.

s/ Norah McCann King
Norah McCann King
United States Magistrate Judge

August 22, 2012